

1 JAMES P.C. SILVESTRI, ESQ.

Nevada Bar No. 3603

2 JONATHAN POWELL, ESQ.

Nevada Bar No. 9153

3 PYATT SILVESTRI

4 701 Bridger Avenue, Suite 600

Las Vegas, Nevada 89101

5 (702) 383-6000

(702) 477-0088 facsimile

6 jsilvestri@pyattsilvestri.com

7 Attorneys for Plaintiff,

8 GEICO CASUALTY COMPANY

9
10 **UNITED STATES DISTRICT COURT**

11 **DISTRICT OF NEVADA**

12 GEICO CASUALTY COMPANY, a
13 Maryland company;

Plaintiff,

14 vs.

15 PAUL SCHNEIDER, individually;
16 KIMBERLY SCHNEIDER, individually; and
17 CASANDRA SCHNEIDER, individually,

18 Defendants.

CASE NO.: 2:17-cv-00961-APG-VCF

PLAINTIFF GEICO CASUALTY
COMPANY'S PROPOSED
CONFIDENTIALITY AGREEMENT AND
PROTECTIVE ORDER

19
20 **THIS MATTER**, having come before this Honorable Court on June 29, 2017 in
21 PLAINTIFF'S MOTION FOR PROTECTIVE ORDER (ECF No. 21), and for good cause shown,
22 having been granted on July 21, 2017 (ECF No. 22),

23 **IT IS HEREBY ORDERED THAT** the two affidavits of Karen Brinster be filed under
24 seal.

25 ///

26
27 ///

28

1 **IT IS FURTHER ORDERED THAT** the two affidavits of Karen Brinster, and the
2 information contained therein, only be disclosed to Defendants, Defendants' Counsel and staff,
3 any retained experts or consultants, and any authorized mediators, arbitrators, reinsurers, auditors
4 or regulators, or any other party as designated by this Honorable Court.

5 **IT IS FURTHER ORDERED THAT** Defendants, Defendants' Counsel and staff, any
6 retained experts or consultants, and any authorized mediators, arbitrators, reinsurers, auditors or
7 regulators, or any other party as designated by this Honorable Court, shall not disclose the two
8 affidavits, or the information contained therein, to any party not bound by this Order. To
9 "disclose" the affidavits, or any information contained therein, means to provide one or both
10 affidavits, to provide any documents which discuss either affidavit, or to discuss or refer to any of
11 the contents of either of the affidavits.

12 **IT IS FURTHER ORDERED THAT** the two affidavits of Karen Brinster, and the
13 information learned from them, are not to be used in any fashion other than for the purposes of
14 evaluating the Insureds' present claims in relation to the instant litigation. The affidavits and the
15 information learned from them are not to be used in the related state case in the Eighth Judicial
16 District Court, *Paul Schneider, et al. vs. Innette Lewis*, Case No. A-16-734700. If any other future
17 litigation would result, the confidential information from the two affidavits is to be kept
18 confidential to the greatest extent possible, even within the confines of any other potential
19 litigation.

20 **IT IS FURTHER ORDERED THAT** after final disposition of the instant matter, whether
21 through settlement or any other fashion, the obligations imposed by this Order shall remain in
22 effect. The Parties and Counsel for the Parties shall not discuss the two affidavits or information
23 gleaned from the two affidavits at all with any person or party at any time after conclusion of the
24 instant case. The Defendants agree to return the two affidavits, and any copies made of the two
25 affidavits or partial copies or reproductions, to Plaintiff and its counsel at the conclusion of the
26 instant case.

27 ///

28 ///

1 **IT IS FURTHER ORDERED THAT** any person subject to this Order, who receives
2 either the affidavits or any information contained therein, shall not disclose the affidavits, or any
3 information contained therein, to anyone else except as expressly permitted by this Order.
4 Furthermore, any designated and approved person, beyond Defendants and Defendants' Counsel
5 and Defendants' Counsel's staff, that receives either the affidavits, or any information contained
6 therein, shall be bound by the terms of this Order and shall sign an acknowledgment and agreement
7 to be bound by this Order.

8 **DATED** this 28th day of July, 2017.

10 PYATT SILVESTRI



11
12 JONATHAN POWELL, ESQ.
13 Nevada Bar No. 9153
14 701 Bridger Avenue, Suite 600
15 Las Vegas, Nevada 89101
16 jsilvestri@pyattsilvestri.com

17 Attorneys for Plaintiff,
18 GEICO CASUALTY COMPANY

19 IT IS SO ORDERED:



21 UNITED STATES MAGISTRATE JUDGE

22 DATED: 8-21-2017

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 0
- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 0
- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8

David F. Sampson, Esq.
200 E. Charleston Blvd.
Las Vegas, NV 89104
david@dauidsampsonlaw.com
Attorney for Defendants,

Janet Wakemura
An employee of PYATT SILVESTRI